



## UNITED STATES PATENT AND TRADEMARK OFFICE

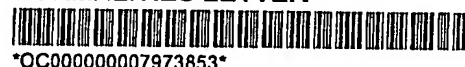
COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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JUL 01 2002

APPLICATION NUMBER	FILE/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/098,618	03/18/2002	Toru Nakada	NAKADA 10

CONFIRMATION NO. 3685

## FORMALITIES LETTER



\*OC000000007973853\*

001444  
BROWDY AND NEIMARK, P.L.L.C.  
624 NINTH STREET, NW  
SUITE 300  
WASHINGTON, DC 20001-5303

Date Mailed: 04/29/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/05/2002 SMINASS1 00000068 10098618

01 FC:101	740.00 OP
02 FC:103	414.00 OP
03 FC:102	1680.00 OP
04 FC:105	130.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

Items Required To Avoid Processing Delays:

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

- Additional claim fees of \$2094 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

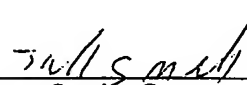
SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$2964** for a Large Entity

- \$740 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$2094
  - \$414 for 23 total claims over 20.
  - \$1680 for 20 independent claims over 3.

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*A copy of this notice MUST be returned with the reply.*

  
\_\_\_\_\_  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) Application Division  
 Toru NAKADA et al ) ATTN: BOX MISSING PARTS  
 Serial No.: 10/098,618 ) Washington, D.C.  
 Filing Date: March 18, 2002 ) Confirmation No. 3685  
 For: DATA PROCESSING SCHEDULING SYSTEM AND ... ) MONDAY, July 1, 2002

LATE SUBMISSION OF FILING FEE AND/OR DECLARATION  
 FILED UNDER 37 CFR 1.53(b)

HON. COMMISSIONER OF PATENTS

Washington, D.C. 20541

Sir:

The communication is in response to the "NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION..." dated April 29, 2002.

- [XX] Attached hereto is an executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, filing date, and priority information.
- [XX] A Corrected Application Data Sheet
- [ ] Applicant claims small entity status. See 37 CFR 1.27.
- [ ] A Communication.
- [ ] Preliminary Amendment.
- [XX] A certified copy of Japanese priority document no. 2001-77323, filed March 16, 2001, is also attached. Priority is claimed.
- [XX] A certified copy of Japanese priority document no. 2002-20772, filed January 29, 2002, is also attached. Priority is claimed.
- [ ] An Information Disclosure Statement with 08A-1449 and \_\_\_ references is also attached.

The following fee is calculated below:

	(Col. 1)	(Col. 2)		SMALL ENTITY			OTHER THAN SMALL ENTITY	
FOR:	NO. FILED	NO. EXTRA		RATE	FEE	OR	RATE	FEE
BASIC FEE					\$ 370.00	OR		\$ 740.00
TOTAL CLAIMS	43 - 20	23		X 9 =	\$00		X 18 =	\$ 414.00
INDEP. CLAIMS	23- 3	20		X 42 =	\$00		X 84 =	\$1,680.00
[ ] MULTIPLE DEPENDENT CLAIMS PRESENTED				+ 135 =	\$		+ 280 =	\$
If the difference in Col. 1 is less than 0, enter "0" in Col. 2				TOTAL	\$00		TOTAL	\$2,834.00

- [ ] Surcharge for late filing of English translation \$ 130.00
- [XX] Late filing of Declaration surcharge in the amount of:  
 Small Entity [ ] \$65.00 Other than Small Entity [XX] \$130.00
- [ ] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a). The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:
- |                             |                             |
|-----------------------------|-----------------------------|
| Small Entity                | Other Than Small Entity     |
| Response Filed Within       | Response Filed Within       |
| [ ] First - \$ 55.00        | [ ] First - \$ 110.00       |
| [ ] Second - \$ 200.00      | [ ] Second - \$ 400.00      |
| [ ] Third - \$ 460.00       | [ ] Third - \$ 920.00       |
| [ ] Fourth - \$ 720.00      | [ ] Fourth - \$1,440.00     |
| Month After Time Period Set | Month After Time Period Set |
- [XX] Conditional Petition for Extension of Time:  
 If any extension of time for a response is required, applicant requests that this be considered a petition therefor.
- [ ] Check No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ is enclosed to cover the above fees.
- [XX] Credit Card Payment Form, PTO-2038, authorizing payment in the amount of \$2,964.00 is enclosed to cover the fees.
- [XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

BROWDY AND NEIMARK, P.L.L.C.  
 Attorneys for Applicant(s)

By: Sheridan Neimark  
 Registration No. 20,520

SN:sfg